AQA

Please write clearly in block capitals.

Centre number | | | | | | Candidate number | | | | |

Surname _____

Forename(s) _____

Candidate signature _____
I declare this is my own work.

A-level
LAW

Paper 1

Time allowed: 2 hours

Materials
- You will need no other materials.

Instructions
- Use black ink or black ball-point pen.
- Fill in the boxes at the top of this page.
- Answer **all** questions. You must answer the questions in the spaces provided. Do **not** write on blank pages.
- If you need extra space for your answer(s), use the lined pages at the end of this book. Write the question number against your answer(s).
- Do all rough work in this book. Cross through any work you do not want to be marked.
- Questions should be answered in continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

Information
- The marks for questions are shown in brackets.
- The maximum mark for this paper is 100.

For Examiner's Use	
Question	Mark
1–5	
6	
7	
8	
9	
10	
11	
TOTAL	

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Answer **all** questions in the spaces provided.

Only **one** answer per question is allowed.

For each question completely fill in the circle alongside the appropriate answer.

CORRECT METHOD ⬬ WRONG METHODS

If you want to change your answer you must cross out your original answer as shown.

If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.

0 1 Which of the following is **not** a defence to murder?

[1 mark]

A Automatism

B Duress

C Intoxication

D Self-defence

0 2 Which is the **false** statement about the requirements needed to prove the offence of robbery?

[1 mark]

A The amount of force used by the defendant can be minimal.

B The defendant can be reckless as to the use of force.

C The force must be used immediately before or at the time of the theft.

D The offence must include a completed theft.

Do not write outside the box

0 3 Select the statement that most accurately describes the aim of the purposive approach to statutory interpretation.

[1 mark]

A Avoiding an absurd result

B Finding what Parliament intended to achieve

C Giving words their ordinary meaning

D Identifying a gap in the law

0 4 A defendant who pleads guilty to an offence in the Magistrates' Court can appeal to the Crown Court against:

[1 mark]

A a ruling on a point of law.

B conviction only.

C sentence and conviction.

D sentence only.

0 5 Select the **false** statement about lay magistrates.

[1 mark]

A Lay magistrates are assisted in court by a legal adviser.

B Lay magistrates can impose community sentences.

C Lay magistrates do not hear either-way offences.

D Lay magistrates hear cases in the Youth Court.

5

Turn over for the next question

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0 6 To assist with statutory interpretation a judge may use intrinsic (internal) and extrinsic (external) aids.

Using any **two** examples, explain **extrinsic** aids to interpretation.

[5 marks]

Extra space

5

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0 7 Asha was using a forklift truck to move some heavy boxes at work. As she placed one box on a shelf, she heard a scream. Bilal, who was on the other side of the shelf, had become trapped when the box landed on his arm. When Asha realised what she had done she laughed and shouted, "You can stay there!".

Using the principle of coincidence (the contemporaneity rule), suggest why, in law, Asha is likely to have satisfied the requirement for both the actus reus and mens rea to be present at the same time.

[5 marks]

Extra space

5

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0 8 After spending the day drinking alcohol and taking drugs, Cassie got into an argument with her flatmate, Daisy. During the argument, Cassie suddenly grabbed a tennis racket and struck Daisy a powerful blow. This attack resulted in grievous bodily harm to Daisy by breaking her arm in two places.

Advise Cassie, with regard to the mens rea of s18 and s20 (Offences Against the Person Act 1861), whether she could avoid criminal liability for the injury to Daisy by pleading intoxication.

[10 marks]

Extra space

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10

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In Question **09** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

0 9 The use of principles to guide the development of legal rules enables law to play an important role in society.

Examine the principle of fair labelling **and** the principle of correspondence. Discuss the extent to which any **one** of the non-fatal offences against the person satisfies **one** of these principles.

[15 marks]

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15

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In Question **10** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1 0 Elijah suffered from extreme paranoia which caused him to believe that his neighbours, Fern and Gianni, were trying to harm him.

Armed with a knife, Elijah entered his neighbours' house late one night and went upstairs. As Elijah looked around, he was disturbed by Fern, whom he grabbed and forcibly pushed down the steep staircase. The fall triggered a serious response in Fern's pre-existing brain condition and she died shortly afterwards. Fern was three months pregnant at the time and the fall also killed her unborn child.

Elijah went into one of the bedrooms, where he saw Gianni. He thought Gianni was asleep. Elijah used his knife to stab Gianni repeatedly in the chest. Unknown to Elijah, Gianni had suffered a heart attack earlier in the evening and was already dead.

Consider the criminal liability of Elijah for the murder of Fern **and** her unborn child **and** for the attempted murder of Gianni.

[30 marks]

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In Question **11** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1 1 As Hayden was walking home, he saw a bicycle leaning against the side of a house next to some bags labelled 'For charity collection'. The bicycle appeared to be in very good condition so Hayden decided to take it.

Later, Hayden was riding home on the bicycle when he decided to see how fast he could go. As Hayden cycled too fast around a sharp bend, he crashed into some railings, damaging the bicycle. Hayden suffered a head injury in the crash. He staggered back to the bicycle with little idea of what was happening and threw the bicycle over the railings into the fast-flowing river below.

The next day, Hayden was still feeling dizzy from the crash. He was walking through the park. Ian, a passer-by, saw that Hayden had become unsteady on his feet and offered to telephone for an ambulance. Hayden refused the offer of help and punched Ian in the face. Ian's face was very sore and badly bruised for days after the incident.

Consider the criminal liability of Hayden in relation to the bicycle **and** for the injury suffered by Ian.

If Hayden were to face trial at the Crown Court, assess the role that barristers may carry out during the trial.

[30 marks]

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END OF QUESTIONS

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ANSWER IN THE SPACES PROVIDED

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